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PATENT

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

**Applicant(s):** Dirk Inze et al.

**Examiner:** C. Collins

**Serial No.:** 09/938,342

**Group:** Art Unit 1638

**Filed:** August 24, 2001

**Docket:** 1187-8CIP

**For: METHOD AND MEANS FOR  
MODULATING PLANT CELL  
CYCLE PROTEINS AND THEIR  
USE IN PLANT CELL GROWTH  
CONTROL**

**Dated:** February 27, 2003

Commissioner for Patents  
Washington, D.C. 20231

**RESPONSE TO RESTRICTION  
REQUIREMENT UNDER 37 C.F.R. §1.111 AND 1.143**

Sir:

In response to the Office Action dated January 27, 2003, setting forth a requirement for restriction, and in accordance with the provisions of 37 C.F.R. §§1.111 and 1.143, Applicants provisionally elect, with traverse, claims reciting the subject matter of Group - VI: a plant cell which overexpresses an E2FA transgene and a DPa transgene, a plant or part thereof comprising said plant cells, progeny, and plant material. Applicants also submit herewith a Preliminary Amendment canceling claims 1-22 without prejudice, and adding Claims 23-38.

**CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8(a)**

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail, postpaid in an envelope, addressed to the: Commissioner for Patents, Washington, D.C. 20231 on February 27, 2003.

Dated: February 27, 2003

  
Bridget Griffin